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6 Attorneys for Defendants
ANTHEM, INC., BLUE CROSS OF
7 CALIFORNIA D/B/A ANTHEM BLUE
CROSS, AND ANTHEM BLUE CROSS
8 LIFE AND HEALTH INSURANCE
COMPANY

9
10 **UNITED STATES DISTRICT COURT**
11 **CENTRAL DISTRICT OF CALIFORNIA**

12 UNITED STATES OF AMERICA, *ex rel.*
ANITA SILINGO,

13 Plaintiffs,

14 vs.

15 MOBILE MEDICAL EXAMINATION
SERVICES, INC., a California
16 corporation, et al.,

17 Defendants.

Case No. SACV13-1348-FMO(JCx)

**JOINT STATUS REPORT RE:
SETTLEMENT**

Honorable Fernando M. Olguin

PARTIES' JOINT STATUS REPORT

Plaintiff and Relator Anita Silingo (“Relator”) and Defendants Anthem,¹ VNS CHOICE, Molina,² Health Net,³ and Alameda Alliance for Health (“Alameda”) (collectively, “Defendants”) (together with Relator, the “Parties”) submit this report in advance of the Telephonic Status Conference set by the Court for August 13, 2020 at 10:30 a.m. (Dkt. #233). The Parties have provided this Joint Status Report to the Government through Assistant United States Attorney John E. Lee.

I. The Parties Have Agreed on a Comprehensive Settlement Agreement.

As previously reported in the November 8, 2019 Joint Status Report Re: Settlement and the November 27, 2019 Further Joint Status Report Re: Settlement, Relator has agreed to dismiss all of her claims against the Defendants pursuant to Relator’s binding confidential term sheets with each Defendant. Alameda reached its settlement with Relator on July 3, 2019, and all other Defendants reached settlements with Relator in November 2019 following a mediation with Honorable Gary A. Feess (Ret.).

Since November 2019, each Defendant has worked with the Relator to negotiate the terms and language of a written settlement agreement. Subsequently, the Parties agreed to enter into a single Comprehensive Settlement Agreement

¹ Anthem, Inc., previously sued as Wellpoint, Inc., Blue Cross of California, dba Anthem Blue Cross, and Anthem Blue Cross Life and Health Insurance Company (collectively, “Anthem”).

² Molina Healthcare, Inc., Molina Healthcare of California, Molina Healthcare of California Partner Plan, Inc., Molina Healthcare of Florida, Inc., Molina Healthcare of Michigan, Inc., Molina Healthcare of New Mexico, Inc., Molina Healthcare of Ohio, Inc., Molina Healthcare of Texas, Inc., Molina Healthcare of Utah, Inc., Molina Healthcare of Washington, Inc., Molina Healthcare of Wisconsin, Inc., and Molina Healthcare of Illinois, Inc. (collectively, “Molina”).

³ Health Net Inc. (now known as Health Net, LLC), Health Net of California, Inc., Health Net Life Insurance Company, Health Net Health Plan of Oregon, Inc., and Health Net of Arizona, Inc. dba Arizona Complete Health (collectively, “Health Net”).

1 applicable to all Defendants. Relator and each Defendant also have agreed on
 2 separate Confidential Exhibits or Riders that pertain to each Defendant's settlement
 3 with Relator, including the amount of any settlement payment. The Parties also
 4 have been in communication with the U.S. Department of Justice (the
 5 "Government") to negotiate the terms of the dismissal arising out of the Parties'
 6 settlements.

7 **II. The Comprehensive Settlement Agreement and Confidential Exhibits** 8 **Have Been Submitted to the Government for Its Approval**

9 On July 8, 2020, the Parties sent to the Government the (1) Comprehensive
 10 Settlement Agreement; and (2) each Defendant's Confidential Exhibits or Riders
 11 for the Government's approval. On July 21, 2020, the Government responded with
 12 proposed revisions to the Comprehensive Settlement Agreement. On August 12,
 13 2020, the Defendants returned minor edits to the Government, but the Parties now
 14 substantially agree on the form of the Comprehensive Settlement Agreement. The
 15 Parties will attempt to assist the Government as needed in obtaining approval of the
 16 (1) Comprehensive Settlement Agreement and (2) each Defendant's Confidential
 17 Exhibits or Riders.

18 **III. Request for Postponement of Status Conference**

19 In light of this report, the Parties respectfully request that the Court take the
 20 August 13, 2020 Status Conference (Dkt. #233) off calendar and set a further status
 21 conference in approximately 60 days. As reported, the Parties are in the process of
 22 obtaining final approval of their settlement.

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1 Dated: August 12, 2020

HOGAN LOVELLS US LLP

2
3 By: /s/ Michael M. Maddigan
Michael M. Maddigan
4 Jordan D. Teti
ATTORNEYS FOR DEFENDANTS
5 ANTHEM, INC., BLUE CROSS OF
6 CALIFORNIA D/B/A ANTHEM BLUE
7 CROSS, AND ANTHEM BLUE CROSS
LIFE AND HEALTH INSURANCE
COMPANY

8
9 Dated: August 12, 2020

LATHAM & WATKINS LLP

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11 By: /s/ David J. Schindler
12 David J. Schindler
Anne W. Robinson
13 Joseph De Leon
ATTORNEYS FOR DEFENDANTS
14 HEALTH NET, INC. (now known as
HEALTH NET, LLC), HEALTH NET OF
15 CALIFORNIA, INC., HEALTH NET LIFE
INSURANCE COMPANY, HEALTH NET
16 HEALTH PLAN OF OREGON, INC., AND
HEALTH NET OF ARIZONA, INC. DBA
17 ARIZONA COMPLETE HEALTH

18
19 Dated: August 12, 2020

O'MELVENY & MYERS LLP

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21 By: /s/ Scott Voelz
22 Scott Voelz
Elizabeth Bock
23 ATTORNEYS FOR DEFENDANTS
24 MOLINA HEALTHCARE, INC., MOLINA
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25 MOLINA HEALTHCARE OF
CALIFORNIA PARTNER PLAN,
26 MOLINA HEALTHCARE OF FLORIDA,
INC., MOLINA HEALTHCARE OF
27 MICHIGAN, INC., MOLINA
HEALTHCARE OF NEW MEXICO, INC.,
28 MOLINA HEALTHCARE OF OHIO, INC.,
MOLINA HEALTHCARE OF TEXAS,
INC., MOLINA HEALTHCARE OF

1 UTAH, INC., MOLINA HEALTHCARE
2 OF WASHINGTON, INC., MOLINA
3 HEALTHCARE OF WISCONSIN, INC.,
4 AND MOLINA HEALTHCARE OF
5 ILLINOIS, INC.

6
7
8
9
10 Dated: August 12, 2020

EPSTEIN BECKER & GREEN, P.C.

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12 By: /s/ David Jacobs
13 David Jacobs
14 ATTORNEYS FOR DEFENDANT
15 VNS CHOICE

16 Dated: August 12, 2020

HANAGAMI LAW, A.P.C.

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18 By: /s/ William K. Hanagami
19 William K. Hanagami
20 ATTORNEYS FOR PLAINTIFF AND
21 RELATOR, ANITA SILINGO

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23
24
25
26 Dated: August 12, 2020

THE ZINBERG LAW FIRM, A.P.C.

27
28 By: /s/ Abram J. Zinberg
Abram J. Zinberg
ATTORNEYS FOR PLAINTIFF AND
RELATOR, ANITA SILINGO

LOCAL RULE 5-4.3.4 ATTESTATION

I attest and certify that all other signatories listed, and on whose behalf this filing is submitted, concur with the filing's content and have authorized the filing.

Dated: August 12, 2020

/s/ Jordan D. Teti

Jordan D. Teti